

Fill in this information to identify the case:

United States Bankruptcy Court for the:

\_Western\_ District of Tennessee\_  
(State)

Case number (if known): \_\_\_\_\_ Chapter 7

☐ Check if this is an amended filing

Official Form 205

Involuntary Petition Against a Non-Individual

12/15

Use this form to begin a bankruptcy case against a non-individual you allege to be a debtor subject to an involuntary case. If you want to begin a case against an individual, use the *Involuntary Petition Against an Individual* (Official Form 105). Be as complete and accurate as possible. If more space is needed, attach any additional sheets to this form. On the top of any additional pages, write debtor's name and case number (if known).

Part 1: Identify the Chapter of the Bankruptcy Code Under Which Petition Is Filed

1. Chapter of the Bankruptcy Code

Check one:

- ☒ Chapter 7  
☐ Chapter 11

Part 2: Identify the Debtor

2. Debtor's name

RE&D Investments, LLC

3. Other names you know the debtor has used in the last 8 years

Include any assumed names, trade names, or doing business as names.

4. Debtor's federal Employer Identification Number (EIN)

☐ Unknown

84 - 1727241  
EIN

5. Debtor's address

Principal place of business

2095 Exeter Rd., Ste 80352

Number Street

Germantown TN 38138  
City State ZIP Code

Shelby County

Mailing address, if different

Number Street

P.O. Box

City State ZIP Code

Location of principal assets, if different from principal place of business

Number Street

City State ZIP Code

Debtor RE&D Investments, LLC Case number (if known) \_\_\_\_\_  
Name

6. Debtor's website (URL) \_\_\_\_\_

7. Type of debtor

- ☒ Corporation (including Limited Liability Company (LLC) and Limited Liability Partnership (LLP))  
☐ Partnership (excluding LLP)  
☐ Other type of debtor. Specify: \_\_\_\_\_

8. Type of debtor's business

Check one:

- ☐ Health Care Business (as defined in 11 U.S.C. § 101(27A))  
☐ Single Asset Real Estate (as defined in 11 U.S.C. § 101(51B))  
☐ Railroad (as defined in 11 U.S.C. § 101(44))  
☐ Stockbroker (as defined in 11 U.S.C. § 101(53A))  
☐ Commodity Broker (as defined in 11 U.S.C. § 101(6))  
☐ Clearing Bank (as defined in 11 U.S.C. § 781(3))  
☒ None of the types of business listed.  
☐ Unknown type of business.

9. To the best of your knowledge, are any bankruptcy cases pending by or against any partner or affiliate of this debtor?

- ☒ No  
☐ Yes. Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ Date filed \_\_\_\_\_ Case number, if known \_\_\_\_\_  
MM / DD / YYYY  
Debtor \_\_\_\_\_ Relationship \_\_\_\_\_  
District \_\_\_\_\_ Date filed \_\_\_\_\_ Case number, if known \_\_\_\_\_  
MM / DD / YYYY

Part 3: Report About the Case

10. Venue

Check one:

- ☒ Over the last 180 days before the filing of this bankruptcy, the debtor had a domicile, principal place of business, or principal assets in this district longer than in any other district.  
☐ A bankruptcy case concerning debtor's affiliates, general partner, or partnership is pending in this district.

11. Allegations

Each petitioner is eligible to file this petition under 11 U.S.C. § 303(b).  
The debtor may be the subject of an involuntary case under 11 U.S.C. § 303(a).

At least one box must be checked:

- ☒ The debtor is generally not paying its debts as they become due, unless they are the subject of a bona fide dispute as to liability or amount.  
☐ Within 120 days before the filing of this petition, a custodian, other than a trustee, receiver, or an agent appointed or authorized to take charge of less than substantially all of the property of the debtor for the purpose of enforcing a lien against such property, was appointed or took possession.

12. Has there been a transfer of any claim against the debtor by or to any petitioner?

- ☒ No  
☐ Yes. Attach all documents that evidence the transfer and any statements required under Bankruptcy Rule 1003(a).

Debtor RE&D Investments, LLC  
Name

Case number (if known) \_\_\_\_\_

**13. Each petitioner's claim**

Name of petitioner

Nature of petitioner's claim

Amount of the claim  
above the value of  
any lien

FEK, LLC

Services Provided

\$ 1,567,199.17

Access Builders, LLC

Services and materials

\$ \$171,000.00

Jolly Roofing and Contracting Co, Inc.

Services and materials

\$ 66,614.00

Total of petitioners' claims

\$ 1,804,813.17

If more space is needed to list petitioners, attach additional sheets. Write the alleged debtor's name and the case number, if known, at the top of each sheet. Following the format of this form, set out the information required in Parts 3 and 4 of the form for each additional petitioning creditor, the petitioner's claim, the petitioner's representative, and the petitioner's attorney. Include the statement under penalty of perjury set out in Part 4 of the form, followed by each additional petitioner's (or representative's) signature, along with the signature of the petitioner's attorney.

**Part 4: Request for Relief**

**WARNING** -- Bankruptcy fraud is a serious crime. Making a false statement in connection with a bankruptcy case can result in fines up to \$500,000 or imprisonment for up to 20 years, or both. 18 U.S.C. §§ 152, 1341, 1519, and 3571.

Petitioners request that an order for relief be entered against the debtor under the chapter of 11 U.S.C. specified in this petition. If a petitioning creditor is a corporation, attach the corporate ownership statement required by Bankruptcy Rule 1010(b). If any petitioner is a foreign representative appointed in a foreign proceeding, attach a certified copy of the order of the court granting recognition.

I have examined the information in this document and have a reasonable belief that the information is true and correct.

**Petitioners or Petitioners' Representative**

**Name and mailing address of petitioner**

FEK, LLC

Name

2095 Exeter Rd., Ste 80-448

Number Street

Germantown

City

TN

State

38138

ZIP Code

**Name and mailing address of petitioner's representative, if any**

Frank Kemker

Name

same

Number Street

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/30/2022  
MM / DD / YYYY

X/s/ Frank Kemker

Signature of petitioner or representative, including representative's title

**Attorneys**

Douglas M Alrutz

Printed name

Wyatt, Tarrant & Combs, LLP

Firm name, if any

6070 Poplar Ave., Ste 300

Number Street

Memphis

City

TN

State

38119

ZIP Code

Contact phone 901-537-1071 Email dalrutz@wyattfirm.com

Bar number 11389

State TN

X /s/ Douglas M Alrutz

Signature of attorney

Date signed 08/31/2022  
MM / DD / YYYY

Debtor RE&D Investments, LLC  
Name

Case number (if known) \_\_\_\_\_

## Name and mailing address of petitioner

Access Builders, LLC

Name

320 S. Walnut Bend Rd., Ste 4

Number Street

Cordova

City

TN

State

38018

ZIP Code

## Name and mailing address of petitioner's representative, if any

Derik Forrest

Name

same

Number Street

City

State

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/25/2022  
MM / DD / YYYYX /s/ Derik Forest

Signature of petitioner or representative, including representative's title

## Name and mailing address of petitioner

Jolly Roofing and Contracting Co, Inc.

Name

711 Chaney Cove

Number Street

Collierville

City

TN

State

38017

ZIP Code

## Name and mailing address of petitioner's representative, if any

Stephen D. Swords III

Name

711 Chaney Cove

Number Street

Collierville

City

TN

State

38017

ZIP Code

I declare under penalty of perjury that the foregoing is true and correct.

Executed on 08/31/2022  
MM / DD / YYYYX /s/ Stephen D Swords III

Signature of petitioner or representative, including representative's title

Ursula Woods

Printed name

Firm name, if any

7894 Winchester Rd., Ste 500

Number Street

Memphis

City

TN

State

38125

ZIP Code

Contact phone 901-624-6041 Email uwoods@preferredtitle.infoBar number 21893State TNX /s/ Ursula Woods

Signature of attorney

Date signed 08/25/2022  
MM / DD / YYYYLuke P. Cantrell

Printed name

Baker, Donelson, Bearman, Caldwell & Berkowitz, PC

Firm name, if any

165 Madison Avenue, Suite 2020

Number Street

Memphis

City

TN

State

38103

ZIP Code

Contact phone 901-577-8188 Email lcantrell@bakerdonelson.comBar number 31356State TNX /s/ Luke P. Cantrell

Signature of attorney

Date signed 08/31/2022  
MM / DD / YYYY